

DRINKING WATER & WASTEWATER PROFESSIONALS
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 11/6/2013

BOARD MEMBERS PRESENT: Barry N. Burnell - Chair
Dr. Joan M. Cloonan
Larry Annen
John R. Lee
Jack V Bennion
Brad Don Andersen
Dion W Holton

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, Legal Counsel
Eric Nelson, Board Prosecutor
Maria Brown, Technical Records Specialist II
Kelly LaBonte, Technical Records Specialist I
Mary Miles, Technical Records Specialist I

OTHERS PRESENT: Mike Shepherd, City of Weiser
Shelley Roberts, Idaho Rural Water Association
Lynn Tominaga, Idaho Rural Water Association

The meeting was called to order at 8:30 AM MDT by Barry N. Burnell.

AMEND AGENDA

A motion was made by Dr. Cloonan to amend the agenda to add public comments under new business because it was not known that members of the public that they wish to discuss. It was seconded by Mr. Bennion. Motion carried.

APPROVAL OF MINUTES

A motion was made by Dr. Cloonan to approve the minutes of August 7, 2013. It was seconded by Mr. Holton. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report.

A motion was made by Dr. Cloonan to post the proposed law changes to the Board's website and to submit it to the stakeholders for review and comments. It was seconded by Mr. Lee. Motion carried.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board has a cash balance of \$447,877.56 as of September 30, 2013.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

TO DO LIST

The Board reviewed the to do list.

AMERICAN BACKFLOW PREVENTION ASSOCIATION

Mr. Andersen stated that the ABPA defers to the states regarding the handling of applicant's that have felonies.

BACKFLOW ASSEMBLY TESTER CODE OF CONDUCT

The Board received and reviewed the public comments regarding the BAT Code of Conduct draft which had been posted on the Board's website. The Board addressed each comment and will revise the Code of Conduct draft to reflect the comments and concerns.

DISCIPLINE

Mr. Nelson presented a Stipulation and Consent Order in cases WWP-2013-9, WWP-2013-10, and WWP-2013-11.

A motion was made by Mr. Bennion to approve the Consent Order with the recommended changes for WWP-2013-9 and approve the Consent Orders for WWP-2013-10, WWP-2013-11 and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Holton. Motion carried.

BACKFLOW ASSEMBLY TESTER CODE OF CONDUCT

The Board continued to review the public comments regarding the BAT Code of Conduct draft. Additional revisions will be made to the draft and presented to the Board at the next meeting on February 5, 2014.

A motion was made by Mr. Lee to form a sub-committee consisting of Mr. Burnell, Dr. Cloonan, and Mr. Holton to review and revise the BAT Code of Conduct draft for the Board to review at its next meeting.

A motion was made by Mr. Andersen to respond to the people who submitted comments on the BAT Code of Conduct draft that they were reviewed and the Board will revise the draft based on the comments. It was seconded by Dr. Cloonan. Motion carried.

PUBLIC COMMENTS

Ms. Roberts addressed the Board regarding the BAT Code of Conduct draft and stated it was positive and reasonable.

BACKFLOW ASSEMBLY TESTER REFRESHER COURSES

The Board discussed the eight hour refresher course that the BATs are required to obtain every two years to maintain their license. The Board decided not to make any changes at this time.

CORRESPONDENCE

The Board reviewed an e-mail from Marla Carter, City of Everett, Washington regarding the Pacific Northwest Section – American Waterworks Association certification committee. The Board determined it did not want to participate but thanks her for the consideration.

The Board reviewed an e-mail from Brandon Lynch regarding operator requirements in Rule 340.

The Board reviewed an e-mail from Shelley Roberts, Idaho Rural Water Association, regarding a new training format. The Board responded directly to Ms. Roberts stating the format would be acceptable; however, it requested she submit the CE application for the Board to review.

LUNCH 12:15 – 1:00

EXECUTIVE SESSION

A motion was made by Mr. Bennion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Mr. Holton. The vote was: Mr. Burnell, aye; Mr. Bennion, aye; Mr. Lee, aye; Dr. Cloonan, aye; Mr. Annen, aye; Mr. Andersen, aye; and Mr. Holton, aye. Motion carried.

A motion was made by Dr. Cloonan to come out of executive session. It was seconded by Mr. Bennion. The vote was: Mr. Burnell, aye; Mr. Bennion, aye; Mr. Lee, aye; Dr. Cloonan, aye; Mr. Annen, aye, Mr. Andersen, aye; and Mr. Holton, aye. Motion carried.

Mr. Holton left the meeting at 2:15 PM.

APPLICATIONS

A motion was made by Mr. Annen to approve nine applications for licensure; to approve 90 applications for exam; to deny three applications; and to hold five applications pending more information. It was seconded by Mr. Andersen. Motion carried.

A motion was made by Mr. Bennion for the Bureau to obtain information on the submitted continuing education classes for applicant 901024226 and have the Board Chair review and determine if the classes would meet the Very Small Water System licensure requirements. It was seconded by Dr. Cloonan. Motion carried.

Approved for Licensure

CALLIHAN BRAD ALLAN	WWT1-19562
DINUBILO DENNIS R	WWT1-19507
HARMON DAVID ANTHONY	WWT1-19438
MATT JOSEPH MICHAEL	DWD1-19561
PETTINGER DADE ANDREW	WWT1-19528
SHARER JASON DANIEL	WWT1-19498
TUCKER MICHAEL REED	DWD1-19640
TUCKER MICHAEL REED	WWC1-19641
WHITELEY AARON J	WWT1-19496

Approved for Exam

ALLEN AUSTIN JOHN	DWD4
ARMSTRONG JUSTIN WADE	DWD4
ARREOLA SALVADOR	WWT4
ASH JUSTIN TREVOR	DWD2
ASPEYTIA ARMANDO	DWD2
BACCA DAVID P	WWC2
BAUER RICHARD WAYNE	WWC1
BEARD NATE	DWD1
BERGSTROM DOUG D	DWD4
BLANTON JAMES J	DWDVSWS
BOOTH SAMUEL AARON	WWC3
BOWN RICK DEAN	WWT2
BREEDLOVE DALE E	WWC4

BUNN GEORGE S	DWD3
BURTON JACQUELINE BERNICE	DWD2
CALLIHAN BRAD ALLAN	WWC2
COLE JOHN PATRICK	DWD1
CUNNINGHAM ELLIS E	WWC2
CURTIS MICHAEL A	DWDVSWS
DAY RYAN G	DWD1
DISMUKE MICHAEL A	WWC1
DROWN CHARLES MATTHEW	DWD2
DYRUD BRUCE EMIL	DWT1
EASTMAN LUKE A	WWT2
EHINGER BRANDON M	WWC2
FALKINGHAM WILLIAM D	WWC3
FORD ROBERT L	DWD3
GENTRY AMY MELLO	DWDVSWS
GERSTLAUER HARRISON R	DWDVSWS
GIBSON PHILIP MICHAEL	DWT2
GILES COLT	DWD2
GIOVE CODY JOSEPH	DWD2
GONZALES DOUGLAS JOE	WWC4
GONZALEZ JUAN MANUEL	WWT1
GRYTNESS ROBIN WADE	WWCOIT
HAINES DIANE E	DWD1
HAMMOND DANNY L	DWDVSWS
HARLOW EDWARD I	DWD1
HARLOW EDWARD I	WWC1
HARVEY KENNETH JAY	WWC1
HERNANDEZ FRANCISCO RICARDO	DWD2
HEUSEVELDT ROBERT M	DWD2
HINKLE DARRYL ANDERSON	DWD1
HOVEY NORMAN SCOTT	WWC1
HUMPHERYS SCOTT C	WWC1
JOHNSON JASON S	DWD1
JOHNSON JUSTIN	DWD2
KERR BRIAN CHRISTOPHER	DWD3
KLOER JED PAUL	WWC1
KOSSOW CHRIS D	WWC4
LAFAY STACY V	WWT3
LAUREN CASSIDY F. SMITH	WWL1
LESNIEWSKI ROBERT JOSEPH	WWC1
LORD KIM ERIC	DWD4
LOWELL MARTY	DWD1
LUBKE TRACY LYNN	DWD1
MADDEN PAUL	DWDOIT
MAGANA JAIME	DWD2
MARTIN TYLER RAY	DWD2

MCCORMICK KYLE	DWT1
MCGOLDRICK JERRY LEON	DWD1
MESSIER DANIEL JAMES	DWD3
MILLER JASON LEIGH	DWDVSWS
MONG THOMAS VLADMIR	WWT2
MOORE BRIAN KEITH	DWD1
ORNELAS GUSTAVO DAVID	DWD3
OYARZABAL WILLIAM JOSEPH	DWD1
PATTON JOSHUA JOHN	WWT4
PECHIN BRANDON	WWT2
PETERSON WESLEY DARRELL	DWT2
PIERSON WILLIAM H	DWT2
POWER DAVID R	DWD1
REUBEN ROBERT S	WWT1
SCHMILLEN TIMOTHY T	WWT3
SHAFFER THOMAS B	WWC3
SHARER JASON DANIEL	WWC1
SMITH PAMELA E	DWDVSWS
SPAULDING CLAUDIA LEIGH	WWT4
TEETER TRACY E	WWC3
THIEME DUSTIN MICHAEL	WWT2
THOROUGHMAN TRAVIS PERRY	DWD2
TORRES ROBERTO F	DWD2
TRULOCK TOM MILLER	WWTLA
UHL WILLIAM W	WWT2
WACHLY RALPH	WWT1
WALL JASON DAVID	WWC1
WIGHT BRIAN C	WWC2
WILLIAMS ANDREW R	WWT3
WORKMAN PATRICK	DWD2
WRIGHT JASON RYAN	DWD1
YAMAMOTO STEPHEN P	WWT1

Denied

WELCH KEITH
 JARBOE JONATHAN G
 SMITH HERMAN HAROLD

Pending

901062613
 901129643
 901129683
 901109600
 901077811

NEXT MEETING was scheduled for February 5, 2014.

ADJOURNMENT

A motion was made by Mr. Lee to adjourn the meeting at 3:10 PM. It was seconded by Mr. Andersen. Motion carried.

Barry N. Burnell, Chair

Dr. Joan M. Cloonan

Larry Annen

John R. Lee

Jack V Bennion

Brad Don Andersen

Dion W Holton

Tana Cory, Bureau Chief